2005 Review Conference of the Parties to the Treaty on the Non-Proliferation of Nuclear Weapons

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Draft final document of the 2005 Review Conference of the Parties to the Treaty on the Non-Proliferation of Nuclear Weapons

Organization and work of the Conference

Introduction

1. At its fifty-sixth session, the General Assembly, in its resolution 56/24 O of 29 November 2001, took note of the decision of the parties to the Treaty on the Non-Proliferation of Nuclear Weapons, following appropriate consultations, to hold the first session of the Preparatory Committee for the 2005 Review Conference in New York from 8 to 19 April 2002.

2. Accordingly, the Committee held its first session in New York from 8 to 19 April 2002. Following the decision taken at that session, the Committee held its second session at Geneva from 28 April to 9 May 2003 and its third session in New York from 26 April to 7 May 2004. Reports covering the first two sessions of the Committee were issued, respectively, as documents NPT/CONF.2005/PC.I/21 and Corr.1 and NPT/CONF.2005/PC.II/50.

3. The final report of the Preparatory Committee, adopted on 7 May 2004 (NPT/CONF.2005/1), was issued as a document of the Conference prior to its opening. The report included, inter alia, the draft rules of procedure.

Organization of the Conference

4. In accordance with the decision of the Preparatory Committee, the Conference was opened on 2 May 2005 at United Nations Headquarters by the Chairman of the third session of the Preparatory Committee, Mr. Sudjadnan Parnohadiningrat (Indonesia). At its first plenary meeting, on 2 May 2005, the Conference elected by acclamation Mr. Sérgio de Queiroz Duarte (Brazil) as its President. The Conference unanimously confirmed the nomination of Mr. Jerzy Zaleski, Department for Disarmament Affairs of the United Nations Secretariat, as Secretary-General of the Conference.

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5. Also at its first plenary meeting, Mr. Kofi A. Annan, Secretary-General of the United Nations, and Mr. Mohamed ElBaradei, Director General of the International Atomic Energy Agency, addressed the Conference.

6. At the same meeting, the Conference adopted its rules of procedure as recommended by the Preparatory Committee (NPT/CONF.2005/1, annex III).

7. The rules of procedure provided for the establishment of a General Committee, three Main Committees, a Drafting Committee and a Credentials Committee.

8. The Conference unanimously elected the Chairmen and Vice-Chairmen of the three Main Committees, the Drafting Committee and the Credentials Committee, as follows:

Main Committee I

Chairman:
Mr. Sudjadnan Parnohadiningrat (Indonesia)

Vice-Chairmen:
Mr. Josef Vitek (Czech Republic)
Mr. Lew Kwang-chul (Republic of Korea)

Main Committee II

Chairman:
Mr. László Molnár (Hungary)

Vice-Chairmen:
Mr. Jorge Taiana (Argentina)
Ms. Saja S. Majali (Jordan)

Main Committee III

Chairman:
Ms. Elisabet Borsiin Bonnier (Sweden)

Vice-Chairmen:
Mr. Ilir Melo (Albania)
Mr. Sylvester Rowe (Sierra Leone)

Drafting Committee

Chairman:
Mr. Doru Romulus Costea (Romania)

Vice-Chairmen:
Mr. Kjetil Paulsen (Norway)
Mr. Adel Ibrahim (Egypt)

Credentials Committee

Chairman:

Mr. Philip Owade (Kenya)

Vice-Chairmen:

Mr. Ivan Piperkov (Bulgaria)
Ms. Deborah Panckhurst (New Zealand)

9. The Conference also unanimously elected 34 Vice-Presidents from the following States parties: Algeria, Australia, Austria, Bangladesh, Belgium, Canada, Chile, China, Cuba, Czech Republic, Egypt, France, Gabon, Germany, Iran (Islamic Republic of), Italy, Jamaica, Japan, Kuwait, Lithuania, Luxembourg, Malaysia, Mexico, Philippines, Poland, Senegal, Serbia and Montenegro, Slovakia, Slovenia, South Africa, the former Yugoslav Republic of Macedonia, Uganda, United Kingdom of Great Britain and Northern Ireland and Zambia.

10. The Conference appointed representatives from the following States parties as members of the Credentials Committee: Croatia, Guyana, Kazakhstan, Malta, Serbia and Montenegro, and Switzerland.

Agenda

11. At its 14th plenary meeting, the Conference adopted its agenda (NPT/CONF.2005/30), as follows:

1. Opening of the Conference by the Chairman of the third session of the Preparatory Committee.
2. Election of the President of the Conference.
3. Statement by the President of the Conference.
4. Address by the Secretary-General of the United Nations.
5. Address by the Director General of the International Atomic Energy Agency.
6. Submission of the final report of the Preparatory Committee.
7. Adoption of the rules of procedure.
8. Election of Chairmen and Vice-Chairmen of the Main Committees, the Drafting Committee and the Credentials Committee.
9. Election of Vice-Presidents.
10. Credentials of representatives to the Conference:
    (a) Appointment of the Credentials Committee;
    (b) Report of the Credentials Committee.
11. Confirmation of the nomination of the Secretary-General.
12. Adoption of the agenda.
13. Programme of work.

14. Adoption of arrangements for meeting the costs of the Conference.

15. General debate.

16. Review of the operation of the Treaty:*

    (a) Implementation of the provisions of the Treaty relating to non-proliferation of nuclear weapons, disarmament and international peace and security:

        (i) Articles I and II and preambular paragraphs 1 to 3;

        (ii) Article VI and preambular paragraphs 8 to 12;

        (iii) Article VII, with specific reference to the main issues in (a) and (b);

    (b) Security assurances:

        (i) United Nations Security Council resolutions 255 (1968) and 984 (1995);

        (ii) Effective international arrangements to assure non-nuclear-weapon States against the use or threat of use of nuclear weapons;

    (c) Implementation of the provisions of the Treaty relating to non-proliferation of nuclear weapons, safeguards and nuclear-weapon-free zones:

        (i) Article III and preambular paragraphs 4 and 5, especially in their relationship to article IV and preambular paragraphs 6 and 7;

        (ii) Articles I and II and preambular paragraphs 1 to 3 in their relationship to articles III and IV;

        (iii) Article VII;

    (d) Implementation of the provisions of the Treaty relating to the inalienable right of all Parties to the Treaty to develop research, production and use of nuclear energy for peaceful purposes without discrimination and in conformity with articles I and II:

        (i) Articles III (3) and IV, preambular paragraphs 6 and 7, especially in their relationship to article III (1), (2) and (4) and preambular paragraphs 4 and 5;

        (ii) Article V;

    (e) Other provisions of the Treaty.

17. Role of the Treaty in the promotion of non-proliferation of nuclear weapons and of nuclear disarmament in strengthening international peace and security and measures aimed at strengthening the implementation of the Treaty and achieving its universality.

18. Reports of the Main Committees.

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* See NPT/CONF.2005/31.

19. Consideration and adoption of Final Document(s).

20. Any other business.

12. In connection with item 16 of the agenda, the President made the following statement (NPT/CONF.2005/31):

> "It is understood that the review will be conducted in the light of the decisions and the resolution of previous Conferences, and allow for discussion of any issue raised by States parties."

13. Subsequently, the representative of Malaysia made a statement on behalf of the Group of Non-Aligned States parties to the NPT which reflects the basis of the Group's agreement to the agenda as contained in NPT/CONF.2005/32.

14. Furthermore, the representative of the United Kingdom made a statement on behalf of the Group of Western European and Other States as contained in NPT/CONF.2005/SR.14, regarding the adoption of the agenda.

15. No other statement was made regarding the adoption of the agenda.

16. At its 19th plenary meeting, the Conference adopted the allocation of items to the three Main Committees of the Conference (NPT/CONF.2005/DEC.1).

17. In accordance with rule 34 of the rules of procedure, the Conference decided to establish, for the duration of the 2005 Review Conference, subsidiary body 1, subsidiary body 2 and subsidiary body 3 under Main Committee I, Main Committee II and Main Committee III, respectively. It decided that the subsidiary bodies would be open-ended, hold meetings within the overall time allocated to the Main Committees, be held in private, and that the outcome of their work would be reflected in the report of their respective Main Committees to the Conference (NPT/CONF.2005/DEC.2).

18. Subsidiary body 1 was chaired by Mr. Tim Caughley (New Zealand) and focused on nuclear disarmament and security assurances.

19. Subsidiary body 2 was chaired by Mr. Antonio Nuñez Garcia-Sauco (Spain) and examined the "regional issues, including with respect to the Middle East and implementation of the 1995 Middle East resolution".

20. Subsidiary body 3 was chaired by Mr. Alfredo Labbé (Chile) and addressed agenda item 16 (e) entitled "Other provisions of the Treaty", including Article X.

21. In connection with the adoption of the decision on subsidiary bodies, the President made the following declaration:

> "It is understood that each of the three Main Committees will allocate within themselves time to their subsidiary bodies in a balanced manner based on the proportional ratio applied in the last Review Conference."

Participation in the Conference

22. A total of 150 States parties to the Treaty on the Non-Proliferation of Nuclear Weapons participated in the Conference, as follows: Afghanistan, Albania, Algeria, Andorra, Argentina, Armenia, Australia, Austria, Azerbaijan, Bahamas, Bahrain, Bangladesh, Barbados, Belarus, Belgium, Benin, Bhutan, Bolivia, Bosnia and

Herzegovina, Botswana, Brazil, Bulgaria, Burkina Faso, Cambodia, Cameroon, Canada, Central African Republic, Chile, China, Colombia, Comoros, Congo, Costa Rica, Croatia, Cuba, Cyprus, Czech Republic, Denmark, Dominican Republic, Ecuador, Egypt, El Salvador, Eritrea, Estonia, Finland, France, Gabon, Georgia, Germany, Ghana, Greece, Guatemala, Guinea, Guyana, Holy See, Hungary, Iceland, Indonesia, Iran (Islamic Republic of), Iraq, Ireland, Italy, Jamaica, Japan, Jordan, Kazakhstan, Kenya, Kuwait, Kyrgyz Republic, Lao People's Democratic Republic, Latvia, Lebanon, Lesotho, Liberia, Libyan Arab Jamahiriya, Liechtenstein, Lithuania, Luxembourg, Malaysia, Maldives, Malta, Marshall Islands, Mauritania, Mauritius, Mexico, Monaco, Mongolia, Morocco, Mozambique, Myanmar, Namibia, Nauru, Nepal, Netherlands, New Zealand, Nicaragua, Niger, Nigeria, Norway, Oman, Palau, Panama, Paraguay, Peru, Philippines, Poland, Portugal, Qatar, Republic of Korea, Republic of Moldova, Romania, Russian Federation, Saint Lucia, Samoa, San Marino, Saudi Arabia, Senegal, Serbia and Montenegro, Sierra Leone, Singapore, Slovakia, Slovenia, South Africa, Spain, Sri Lanka, Suriname, Sweden, Switzerland, Syrian Arab Republic, Tajikistan, Thailand, the former Yugoslav Republic of Macedonia, Timor-Leste, Togo, Tonga, Trinidad and Tobago, Tunisia, Turkey, Turkmenistan, Uganda, Ukraine, United Arab Emirates, United Kingdom of Great Britain and Northern Ireland, United Republic of Tanzania, United States of America, Uzbekistan, Venezuela (Bolivarian Republic of), Viet Nam, Yemen and Zimbabwe.

23. In accordance with subparagraph 1 (b) of rule 44, Palestine was granted observer status.

24. The United Nations and IAEA participated in the Conference in accordance with paragraph 2 of rule 44.

25. In accordance with paragraph 3 of rule 44, the African Union, the Agency for the Prohibition of Nuclear Weapons in Latin America and the Caribbean, the European Community, the International Committee of the Red Cross, the League of Arab States, the NATO Parliamentary Assembly, the Organisation for the Prohibition of Chemical Weapons, the Organization of the Islamic Conference and the Preparatory Commission for the Comprehensive Nuclear-Test-Ban Treaty Organization were granted observer agency status. Furthermore, the following observer agencies were invited to submit their views in writing so that they could be circulated as conference documents: the League of Arab States, the Organisation for the Prohibition of Chemical Weapons, the Organization of the Islamic Conference and the Preparatory Commission for the Comprehensive Nuclear-Test-Ban Treaty Organization.

26. One hundred and nineteen (119) research institutes and non-governmental organizations attended the Conference, in accordance with paragraph 4 of rule 44.

27. A list of all delegations to the Conference, including States parties, observers, the United Nations and IAEA, observer agencies and research institutes and non-governmental organizations, is contained in part III of the Final Document.

Financial arrangements

28. At its 21st plenary meeting, the Conference decided to adopt the cost-sharing formula proposed by the Preparatory Committee in the appendix to rule 12 of the

rules of procedure. The final schedule of costs as contained in document NPT/CONF.2005/51 was based on the actual participation of States parties in the Conference.

Work of the Conference

29. The Conference held ... plenary meetings between 2 and 27 May 2005, when it concluded its work.

30. The general debate in plenary, in which 93 States parties took part, was held from 2 to 11 May 2005 (see NPT/CONF.2005/SR.2-12).

31. At its 13th plenary meeting, the Conference heard statements by 18 representatives of non-governmental organizations.

32. Main Committee I held six meetings between 19 and 25 May 2005. Its report (NPT/CONF.2005/MC.I/1) was submitted to the Conference at the 21st plenary meeting, on 27 May 2005. Main Committee II held six meetings between 19 and 24 May 2005. Its report (NPT/CONF.2005/MC.II/1) was submitted to the Conference at the 21st plenary meeting, on 27 May 2005. Main Committee III held six meetings between 19 and 25 May 2005. Its report (NPT/CONF.2005/MC.III/1) was submitted to the Conference at the 21st plenary meeting, on 27 May 2005. At that meeting, the Conference took note of the reports of the three Main Committees.

33. The Drafting Committee met on 25 May 2005. At the 21st plenary meeting on 27 May 2005, the Chairman made an oral report on the work of the Drafting Committee and submitted the draft Final Document of the 2005 Review Conference (NPT/CONF.2005/DC/1). At the same meeting, the Conference took note of the oral report of the Chairman.

34. The Credentials Committee held three meetings and, on 26 May 2005, adopted its report to the Conference on the credentials of States parties (NPT/CONF.2005/CC/1). At its 21st plenary meeting, on 27 May 2005, the Conference took note of the report.

Documentation

35. A list of the documents of the Conference and the texts thereof are contained in part II of the Final Document. All the documents may also be found at http://www.un.org/events/npt2005/.

Conclusions and recommendations of the Conference

36. At its __ and final plenary meeting, on 27 May 2005, the Conference considered the draft final document as contained in NPT/CONF.2005/DC/1, and adopted it by consensus. The contents of the final document are as follows:

Part I Organization and work of the Conference
Introduction
Organization of the Conference
Participation in the Conference
Financial arrangements

Work of the Conference
Documentation
Conclusions and recommendations of the Conference

Part II Documents issued at the Conference

Part III Summary records
List of participants